MOTION TO CONTINUE REPORT DATE/MOTION HEARING

COMES NOW, the United States of America, by and through Lawrence J. Laurenzi, Acting United States Attorney, and James W. Powell, Assistant United States Attorney for the Western District of Tennessee, Eastern Division, and would request the Report Date/Motion Hearing set for November 29, 2005 at 8:30 a.m. be continued until after December 1, 2005.

Government counsel has oral arguments at the Sixth Circuit on November 30, 2005, and will be in transit on November 29th, returning to Jackson on December 1st. The government attempted, but was unable to personally confer with defense counsel regarding this matter.

Respectfully submitted,

LAWRENCE J. LAURENZE Acting United States Attorney

LAMES HADO

JAMES W. POWELL

Assistant United States Attorney

MOTION GRANTED DATE: 1 Mry 2005

Defendant.

James D. Todd U.S. District Judge

This document entered on the docket sheet in compliance with Rule 55 and/or 32(b) FRCrP on 19905

CERTIFICATE OF SERVICE

I, James W. Powell, Assistant United States Attorney for the Western District of Tennessee, hereby certify that a copy of the foregoing Motion has been mailed this day of November 2005, first-class postage prepaid to:

J. Patten Brown, Esquire Assistant Federal Defender 200 Jefferson, Suite 200 Memphis, TN 38103

JAMES W. POWELL

Assistant United States Attorney 109 South Highland, Suite 300

Jackson, Tennessee 38301

(731) 422-6220



Notice of Distribution

This notice confirms a copy of the document docketed as number 26 in case 1:05-CR-10043 was distributed by fax, mail, or direct printing on November 9, 2005 to the parties listed.

J. Patten Brown FEDERAL PUBLIC DEFENDER 200 Jefferson Ave. Ste. 200 Memphis, TN 38103

James W. Powell U.S. ATTORNEY'S OFFICE 109 S. Highland Ave. Ste. 300 Jackson, TN 38301

Honorable James Todd US DISTRICT COURT